

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Of: Daniel R. Potter et al.

Examiner: Andrew J. Rudy

U.S. Pat. App. No.: 10/099,685

Group Art Unit: 3627

Filed: March 14, 2002

For: Custom Fit Sale Of Footwear

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450,
Alexandria, Virginia 22313-1450

Sir:

Applicants respectfully ask for reconsideration of both this application and the Office Action dated June 22, 2006. A response to that Office Action was due by September 22, 2006. Accordingly, Applicants are concurrently submitting a Petition for a three month extension of time, along with authorization for the Commissioner to charge the associated petition fee of \$1020 to the deposit account of the undersigned, Deposit Account No. 19-0733. Please consider this Request as timely filed.

Claims 1-14 are pending in this application, but claims 1-9 have been withdrawn from consideration. In the Office Action, the Examiner rejected claims 10-14 under 35 U.S.C. §103 over U.S. Patent No. 7,016,867 to Lyden. Applicants respectfully traverse this rejection, and courteously ask that it be withdrawn.

Claims 10-14 recite “an order receiving unit that receives orders from customer for footwear...identifying at least one last.” Applicants respectfully submit that this feature is not